

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
ABERDEEN DIVISION**

JUNE PUGH SANDERS)
Plaintiff,)
v.)
COMMISSIONER OF)
SOCIAL SECURITY,)
Defendant.)
Civil No.: 1:18cv00111-JMV

ORDER ON PETITION FOR ATTORNEY FEES

Before the Court are Plaintiff's motion [27] for attorney fees pursuant to the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412(d), and Defendant's response [28].

In these proceedings Plaintiff sought judicial review of the Social Security Commissioner's final decision denying a claim for benefits. By Final Judgment [26] dated May 15, 2019, this Court remanded this case to the Commissioner for further proceedings. Plaintiff now seeks attorney fees in the amount of \$5,121.90 for 27.1 hours of attorney time before this Court as well as \$50.29 for travel expenses on the grounds that Plaintiff was the prevailing party and the Commissioner's position was not "substantially justified." The Acting Commissioner does not oppose the award but requests that travel expenses be separately delineated and notes the total award should be made payable directly to Plaintiff.

The Court, having thoroughly considered the motion, response, and the applicable law, finds the requested award is reasonable; and no special circumstance would make the award unjust. The Court further finds travel expenses should be reimbursed as expenses, and the total award should be made payable directly to Plaintiff.

THEREFORE, IT IS ORDERED:

That the Commissioner shall promptly pay to Plaintiff \$5,121.90 in attorney fees and \$50.29 for travel expenses for the benefit of counsel for Plaintiff.

This 18th day of July, 2019.

/s/ Jane M. Virden
U. S. MAGISTRATE JUDGE